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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VIVIAN FIORI ARIZA, and ROGGIE
TRUJILLO,

Plaintiffs,

v.

DELL INC., et al.,

Defendants.

Case No. 09 CV 01518 JW

**STIPULATION TO EXTEND STAY OF
CASE; ~~PROPOSED~~ ORDER**

CLASS ACTION

Assigned to the Honorable Judge James Ware,
Courtroom 8

Action filed April 7, 2009

1 WHEREAS, in their Stipulation to Stay Case, filed April 12, 2010, the parties requested
2 that the Court vacate all pending briefing deadlines and hearing dates and stay this case for 60
3 days to facilitate mediation;

4 WHEREAS, the parties stipulated that after 60 days, they would update the Court on the
5 status of settlement discussions and request a further stay, if appropriate;

6
7 WHEREAS, in an Order entered April 13, 2010, the Court approved the parties'
8 Stipulation subject to the modification that the hearing on Plaintiffs' class certification motions be
9 vacated and terminated from the docket and that Plaintiffs have the ability to renote their
10 motions after expiration of the 60-day stay;

11 WHEREAS, the parties have agreed to a confidential mediation conducted by Antonio
12 Piazza in San Francisco, California on July 12, 2010;

13
14 WHEREAS, in order to conserve the resources of the Court and the parties while the
15 parties continue to work toward mediation and possible settlement, the parties request that the
16 stay of this case be extended for a period of 33 days, until July 15, 2010, at which time the parties
17 will advise the Court of the status of settlement discussions and request a further stay, if
18 appropriate.

19
20 THEREFORE, the parties hereby stipulate, subject to Court approval, that the stay in this
21 case be extended for a period of 33 days, until July 15, 2010, at which time the parties will advise
22 the Court of the status of settlement discussions and request a further stay, if appropriate.

1 DATED this 10th day of June, 2010

Respectfully submitted,

2 **REEVES & BRIGHTWELL L.L.P.**

3
4 By /s/ Matthew H. Frederick

5 Paul Schlaud

6 Matthew H. Frederick

7 ATTORNEYS FOR DEFENDANTS DELL INC.,
8 DELL CATALOG SALES, L.P., DELL
9 PRODUCTS, L.P., DELL MARKETING L.P.,
DELL MARKETING L.P., LLC, DELL
MARKETING G.P., LLC, AND DELL USA L.P.

10 DATED this 10th day of June, 2010

STRANGE & CARPENTER

11
12 By /s/ Gretchen Carpenter

13 Brian R. Strange

Gretchen Carpenter

14 ATTORNEYS FOR PLAINTIFFS VIVIAN FIORI
15 ARIZA and ROGGIE TRUJILLO

16 DATED this 10th day of June, 2010

ROBERTS RASPE & BLANTON, LLP

17
18 By /s/ Michael Blanton

19 Michael Blanton

20 ATTORNEYS FOR DEFENDANTS BANCTEC,
21 INC. AND WORLDWIDE TECH SERVICES, LLC

22 PURSUANT TO STIPULATION THE ABOVE-REFERENCED STAY IS SO ORDERED:

23 DATED: June 14, 2010

24 
The Honorable James Ware

25 United States District Court Judge

FILER'S ATTESTATION

Pursuant to General Order No. 45, Section X(B) regarding signatures, I Matthew Frederick, attest that concurrence in the filing of this document has been obtained from Gretchen Carpenter and Michael Blanton.

By: /s/ Matthew H. Frederick
Matthew H. Frederick

PROOF OF SERVICE

I, the undersigned, declare that I am a resident of the State of Texas, over the age of eighteen years and not a party to the within action. My business address is Reeves & Brightwell, 221 W. 6th Street, Suite 1000, Austin, TX 78701.

On June 10, 2010, I served the following document:

STIPULATION TO EXTEND STAY OF CASE; AND [PROPOSED] ORDER

X **ELECTRONIC FILING:** the within document, the automatically generated notification for which constitutes service pursuant to General Order 45, Section IX(A) and (B).

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Attorney for Plaintiffs

 MAIL: by placing a true copy thereof, addressed as set forth below and enclosed in a sealed envelope with postage thereon fully prepaid and deposited for collection and mailing with the U.S. Postal Service pursuant to the ordinary business practice of this office.

 FACSIMILE TRANSMISSION: a true and correct copy transmitted via facsimile to each addressee listed below.

I declare under penalty of perjury under the laws of the State of Texas that the above is true and correct. Executed in Austin, Texas on June 10, 2010.

/s/ Matthew H. Frederick

Matthew H. Frederick